

EXHIBIT JJ

1	IN THE UNITED STATES DISTRICT COURT	
	FOR THE NORTHERN DISTRICT OF TEXAS	
2	DALLAS DIVISION	
3	CHARLENE CARTER,	§
		§
4	Plaintiff,	§
		§
5	v.	§ Civil Action No.
		§ 03:17-cv-02278-S
6	SOUTHWEST AIRLINES CO.,	§
	AND TRANSPORT WORKERS	§
7	UNION OF AMERICA LOCAL	§
	556,	§
8		§
	Defendants.	§

9 _____
10 REMOTE ORAL AND VIDEOTAPED DEPOSITION OF
11 CHARLENE CARTER
12 November 20, 2020

PORTIONS OF TRANSCRIPT DESIGNATED CONFIDENTIAL:

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PAGE 134:19 THROUGH 135:10

REMOTE ORAL AND VIDEOTAPED DEPOSITION OF CHARLENE
19 CARTER, located at her residence in Aurora, Colorado,
20 produced as a witness at the instance of the Defendant
Southwest Airlines Co., and duly sworn, taken in the
21 above-styled and numbered cause on November 20, 2020,
from 10:02 a.m. to 4:36 p.m., before Joseph D.
22 Hendrick, Certified Shorthand Reporter in and for the
State of Texas, reported by machine shorthand, pursuant
23 to Notice and the Federal Rules of Civil Procedure and
24 any provisions stated on the record or attached hereto.
25 Job No. 4341722

A P P E A R A N C E S

FOR THE PLAINTIFF:

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FOR THE DEFENDANT TRANSPORT WORKERS UNION OF AMERICA
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Edward B. Cloutman III (Via Zoom)
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ALSO PRESENT:

Chris Maberry (Via Zoom)
Lauren Armstrong (Via Zoom)
Norm Harris, Videographer (Via Zoom)

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EXHIBITS

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4 EXHIBIT 18 CONFIDENTIAL DOCUMENT 213
 5 Carter 4490 to Carter 4491
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6
 7 REQUESTED DOCUMENTS/INFORMATION

8 NO. DESCRIPTION PAGE
 9
 10 1 List of people treated unfairly by 264
 11 Audrey Stone and her administration
 12

13 CERTIFIED QUESTIONS/INSTRUCTIONS NOT TO ANSWER

14 NO. PAGE/LINE

15 None
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25

1 THE REPORTER: Before we go on the record,
2 could I ask you to announce your appearances?

3 MR. CORRELL: Mike Correll appearing for
4 defendant Southwest Airlines.

5 MR. GILLIAM: Matthew Gilliam appearing for
6 plaintiff Charlene Carter.

7 MR. CLOUTMAN: Ed Cloutman, one of the
8 attorneys for Transport Workers Union Local 556.

9 MR. GREENFIELD: Adam Greenfield for
10 defendant Transportation Workers Union Local 556.

11 THE WITNESS: Charlene Carter, plaintiff.

12 MR. CORRELL: And we are also joined by
13 Chris Maberry who is counsel for Southwest Airlines and
14 Lauren Armstrong who is also from Southwest Airlines.

15 THE REPORTER: Would you raise your right
16 hand, please.

17 Do you swear or affirm that the testimony
18 you are about to give in this case will be the truth,
19 the whole truth, and nothing but the truth, so help you
20 God?

21 THE WITNESS: Yes, I do.

22 CHARLENE CARTER

23 having been duly sworn, testified as follows:

24 EXAMINATION

25 BY MR. CORRELL:

1 Q. Oh, when you say voice your petition, in
2 what way?

3 A. I supported the people that were recalling
4 our board and was vocal about it.

5 Q. Okay. And what information are you basing
6 your account of that Ms. Stone would be aware that you
7 were part of the recall efforts if you weren't actually
8 able to sign that petition?

9 A. Because they had a list of all the people
10 that were talking about the recall.

11 Q. Who had a list?

12 A. The union.

13 Q. Who at the union?

14 A. The actual -- the actual people within the
15 union such as Audrey, Brett, Cuyler. They -- they had
16 a whole list that was made up of all the people that
17 were the objectors that they passed around to the
18 membership and the recall people.

19 Q. Is this a document you have seen?

20 A. It is a document, yes, that I have seen.
21 It was posted on all of the Facebook pages that we were
22 all connected to within that time period.

23 Q. Do you have this document?

24 A. I believe I've given it to my attorneys,
25 yes.

1 if anyone's at odds, it's the union and the company, is
2 that correct, traditionally?

3 A. Traditionally, but that wasn't what was
4 happening under Audrey's administration.

5 Q. Okay. But Southwest's administration
6 hadn't changed, had it?

7 MR. GILLIAM: Objection, vague.

8 A. When you say administration you mean as in
9 the people that work there?

10 BY MR. GREENFIELD:

11 Q. Well, yeah, I'm trying to understand how
12 those two ideas jive, that, you know, generally I think
13 the company -- most companies would prefer not to have
14 a unionized workforce. So I'm trying to understand why
15 you think the company would hold an animus against
16 somebody who doesn't want to be a part of the union.

17 A. Because during the contract negotiations we
18 were the loudest and Southwest Airlines wanted the
19 contract signed.

20 Q. Okay.

21 A. And so -- and we know that Audrey and them
22 were selling us a bad contract and we were very vocal
23 on it, and that was one of the other reasons that we
24 decided to opt out and then also call for recall, and
25 we were also -- all the ones that were doing that were

1 I, CHARLENE CARTER, have read the foregoing
2 deposition and hereby affix my signature that same is
3 true and correct, except as noted above.

4
5 _____
CHARLENE CARTER

6
7 STATE OF _____)

8 COUNTY OF _____)

9
10 Before me _____ on this day
11 personally appeared CHARLENE CARTER, known to me (or
12 proved to me on the oath of _____ or
13 through _____ (description of identity card
14 or other document)) to be the person whose name is
15 subscribed to the foregoing instrument and acknowledged
16 to me that he executed the same for the purposes and
17 consideration therein expressed.

18 Given under my hand and seal of office this
19 _____ day of _____, _____.

20
21 _____
Notary Public in and for the
22 State of _____
23
24
25

REPORTER'S CERTIFICATION

DEPOSITION OF CHARLENE CARTER

November 20, 2020

I, Joseph D. Hendrick, Notary Public and
Certified Shorthand Reporter in the State of Texas,
hereby certify to the following:

That the Witness, CHARLENE CARTER, was duly
sworn by the officer and that the transcript of the
oral deposition is a true record of the testimony given
by the witness;

I further certify that pursuant to FRCP
Rule 30(f)(1) that the signature of the deponent:

X was requested by the deponent or
a party before the completion of the deposition and is
to be returned within 30 days from date of receipt of
the transcript;

_____ was not requested by the
deponent or a party before the completion of the
deposition;

I further certify that the amount of time
used by each party is as follows:

Mathew B. Gilliam - 00:00:00

Michael A. Correll - 04:54:50

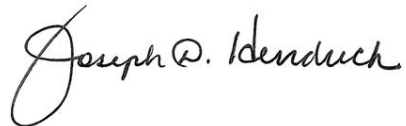
Adam S. Greenfield - 01:08:13

Edward B. Cloutman III - 00:00:00

1 I further certify that I am neither counsel
2 for, related to, nor employed by any of the parties or
3 attorneys in the action in which this proceeding was
4 taken;

5 Further, I am not a relative or employee of
6 any attorney of record, nor am I financially or
7 otherwise interested in the outcome of the action.

8 Subscribed and sworn to on this date:
9 December 8, 2020.

10
11
12
13
14
15
16 
17

18 Joseph D. Hendrick, CSR #947

Expiration Date: 04/30/2021

Notary Comm. Exp. 01/13/23

19 Veritext Legal Solutions

Firm Registration No. 571

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